

MINUTES
SANDY CITY COUNCIL MEETING
Sandy City Hall - Council Chamber Room #211
10000 Centennial Parkway
Sandy, Utah 84070

December 9, 2008

Meeting was commenced at 7:05 p.m.

PRESENT:

Council Members: Chairman Scott Cowdell, Vice Chairman Steve Smith, Steve Fairbanks, Chris McCandless, Linda Martinez Saville, and Dennis Tenney

Mayor: Tom Dolan

Others in Attendance: CAO Byron Jorgenson; Assistant CAO Scott Bond; Deputy to the Mayor John Hiskey; City Attorney Walter Miller; Community Development Director Mike Coulam; Assistant Director Community Development Nick Duerksen; Long Range Planning Manager Jared Gerber; Community Relations/Complaints Angela Snyder; Public Utilities Director Shane Pace; Public Works Director Rick Smith; Economic Development Director Randy Sant; Fire Chief Don Chase; Communications Manager Trina Duerksen; Council Office Director Phil Glenn; Council Office Manager Pam Lehman

ABSENT/EXCUSED:

Bryant Anderson

1. **OPENING REMARKS/PRAYER/PLEDGE:**

The Prayer was offered by **Boy Scout Josh Peters of Troop #45**, and the Pledge was led by **Tyler Merrill of Troop #45**.

2. **SPECIAL PRESENTATION:** [:07:19 PM](#)

Officer Jason Petty, Sergeant Sanders

- a. **Chief Chapman**, along with **Mayor Dolan** and **Council Chairman Scott Cowdell** read a resolution of commendation regarding Officer Petty who was recognized by the State of Utah as the School Resource Officer of the Year. Chief Chapman noted that Officer Petty, in his five years of service with the Department, has made more arrests during that than any other officer. He complimented him on his good work.

Scott Cowdell mentioned a situation at Union Middle School that involved Officer Petty. A large number of students became very disorderly and out of control. Officer Petty was able to diffuse the situation in a very short period. Mr. Cowdell said he had never seen or experienced a situation like this in his 35 years of service with the school district. It was a relief to have Officer Petty there, and the way he handled the situation was greatly appreciated.

3. **CITIZEN(S) COMMENTS:** [:07:09 PM](#)

- a. There were no Citizen Comments.

4. **PUBLIC HEARING(S):**

General Plan Amendment – Growth Principles [:11:04 PM](#)

Public Hearing to consider a request submitted by the Sandy City Community Development Department to adopt growth principles recommended by the Wasatch Front Regional Council. These principles are recommended for incorporation into Chapter II- Goals and Policies of the Sandy City General Plan.

BACKGROUND

Discussion: Long Range Planning Manager Jared Gerber reported that the Sandy City Community Development Department is requesting to amend the Goals and Policies section of

the City's General Plan to adopt certain Growth Principles adapted from the Envision Utah Publication, *Wasatch Choices*

2040. This amendment will add nine (9) additional goals to the City's General Plan, relating to the quality of future growth in the City.

In late 2005, the Wasatch Front Regional Council (WFRC) and the Mountain land Association of Governments (MAG) adopted these principles regionally following an extensive public process called *Wasatch Choices 2040*. Due to the rapid growth of the region, concerns about transportation, quality of life, and impacts of uninhibited expansion were raised and addressed through this process. While the growth principles were originally focused on transportation planning within our region, they are both pertinent and valuable for all local jurisdictions. This amendment further clarifies the goals of Sandy City as it continues to strive for a high quality of life.

ANALYSIS

This amendment includes nine (9) additional goals, each with several policies to help implement the goals. All of the proposed goals are in line with the overall General Plan and complement the existing content of the document. These proposed goals pertain to transportation, housing, public health and safety, the economy, the environment, and regional collaboration. Although many of the goals could easily have been integrated into other sections and chapters of the existing General Plan, it was determined that grouping them together, as they are presented in the *Wasatch Choices 2040* plan, was best.

STAFF RECOMMENDATION

Staff recommends that the proposed General Plan Amendment be approved and that the alterations proposed by the Sandy City Community Development Department be incorporated into the General Plan.

Val Halford, Wasatch Regional Front, stated that he would be happy to address any questions or concerns the Council may have. The Wasatch Regional Council is hopeful that these principals will be adopted by each municipality and County. [:12:33 PM](#)

Chairman Cowdell opened the Public Hearing. As there were no comments, the hearing was closed.

Chris McCandless stated that he supports the Planning Commission's recommendation to adopt the growth principals proposed by the Wasatch Front Regional Council [:13:57 PM](#)

Stephen Smith stated that he also supports the goals as they have been presented. He wished the Council could have had the same presentation that was given to the Planning Commission. This proposal would dovetail nicely with the information that Mr. McCandless brought back from the Railvolution conference. [:14:00 PM](#)

Dennis Tenney also stated that he supports the growth principals proposed by the Wasatch Front Regional Council. "We live in a large community without boundaries in certain respects, and this just makes common sense". [:15:08 PM](#)

Linda Martinez Saville stated that she agrees with the previous comments made by other Council members. [:15:21 PM](#)

Steve Fairbanks stated that he also supports the proposed growth principals. He is also pleased that Policy 544 would allow roads to run in directions other than parallel to each other. [:15:25 PM](#)

Motion: **Dennis Tenney** made the motion to adopt the General Plan Amendment- Growth

Second: Steve Fairbanks

Vote: Tenney- Yes, Fairbanks-Yes, Saville- Yes, McCandless- Yes, Anderson- Absent, Smith-Yes, Cowdell-Yes

Motion Approved: 1 absent, 6 in favor

COUNCIL ITEM(S):

5. **Gold Cross Ambulance Agreement Decision**

Motion: Chris McCandless made the motion to have the Administration approve the Gold Cross Ambulance Agreement as discussed by Staff, subject to Mayoral approval. [:16:33](#)

Second: Dennis Tenney

Question on the Motion: Scott Cowdell asked if changes to the language in the contract could be made by taking out the term "Sandy City Council" and replacing it with "Administration" in Item D. The clause reads with the approval by the Sandy City Council instead of the Administration.

City Attorney Wally Miller stated that if changes are made to the contract then the actual changed document would need to be present. The agreement is between Sandy City and Gold Cross Ambulance and will be signed by the Mayor. [:17:02 PM](#)

Chris McCandless stated that he would amend the motion to include Mr. Miller's recommendation.

Steve Fairbanks asked for clarification as to why the agreement needed the City Council's approval.

Wally Miller noted that the agreement does not require the approval of the City Council, and that the particular phrase mentioned by Mr. Cowdell should be left out of the agreement.

Chris McCandless believed that the clause should be left in the agreement since it would show the support of the City Council. [:17:43 PM](#)

Scott Cowdell suggested including language that reads " with the support of the City Council" along with the approval of the Administration.

Vote: McCandless- Yes, Tenney-Yes, Smith- Yes, Anderson- Absent, Saville- Yes, Fairbanks- Yes, Cowdell-Yes.

Motion Approved: 1 absent- 6 in favor

6. **Condemnation of Property: IHC Hospitals, Inc. for 1300 East Corridor Project**

Resolution #08-112 C – authorizing the condemnation of real property owned by IHC Hospitals, Inc., for the 1300 East Corridor Improvement Project.

Discussion: Phil Glenn reported that the Administration would like to postpone the Condemnation of Property owned by the IHC Hospitals, Inc. for the 1300 East Corridor Project until after the first of next year in order to ensure additional notice for the condemnation.

Motion: Stephen Smith made the motion to table the Condemnation of Property owned by the IHC Hospitals, Inc. for the 1300 East Corridor Improvement project until after the first of next year.

Second: Steve Fairbanks

Vote: The Council responded verbally in the affirmative to the motion.

7. **Appointment: Chair/Vice Chair 7:29:02 PM**
Resolution #08- 114 C – appointing a Chairman and Vice Chairman to the Sandy City Council to fill a six month term ending beginning January 1, 2009 and ending June 30, 2009.

Motion: **Dennis Tenney** made the motion to appoint Stephen Smith as the Chairman to the Sandy City Council to fill a term beginning January 1, 2009 and ending June 30, 2009, and deferring the appointment of a Vice Chair until the first Tuesday in January when a full Council is present.

Second: **Stephen Smith**

Vote: **Tenney-Yes, Smith- Yes, McCandless- Yes, Saville- Yes, Anderson- Absent, Fairbanks- Yes, Cowdell-Yes.**

Motion Approved: 6 in favor – 1 absent

8. **Appointing Council Members to Various Citizen Committees**

Resolution #08-115 C – appointing City Council members to the various Citizen Committees to fill terms beginning January 1, 2009 and ending June 30, 2009.

Motion: **Stephen Smith** made the motion to adopt Resolution #08-115 C, appointing City Council members to the various Citizen Committees to fill terms beginning January 1, 2009 and ending June 30, 2009 as follows:

1. The Orchestra & Chorus of Sandy CityBryant Anderson
2. Arts GuildBryant Anderson
3. Auto Mall Review CommitteeDennis Tenney
4. Beautification CommitteeLinda Martinez-Saville
5. Board of AdjustmentLinda Martinez-Saville
6. CDBG CommitteeScott Cowdell
7. Chamber of Commerce BoardSteve Fairbanks
8. Civic Center Architectural Review CommitteeSteve Smith, Chris McCandless
9. Community Response Team Advisory Committee.....Scott Cowdell
10. Dimple Dell Advisory Board*County Appointment*
11. Healthy Sandy Steering Committee.....Steve Fairbanks, Linda Martinez-Saville
Steve Smith
12. Historic Committee.....Scott Cowdell
13. Planning Commission Liaison Scott Cowdell
14. Public Safety Committee Steve Fairbanks
15. Public Safety Review Board Scott Cowdell
16. Public Utilities Advisory Board Chris McCandless, Steve Fairbanks
17. Recreation Trails CommitteeLinda Martinez-Saville
18. Sandy City Employees= AssociationScott Cowdell
19. Sandy Pride CommitteeBryant Anderson,Linda Martinez-Saville
Chris McCandless
20. Sandy Club AA Safe Place for Boys & Girls@Dennis Tenney
21. Senior Center Advisory Council.....Linda Martinez-Saville
22. Transportation CommitteeChris McCandless, Steve Fairbanks
23. ULCT Legislative Policy Committee.....Bryant Anderson,Dennis Tenney
Steve Smith
- (*Annual Appointment made by the League*)(3rd Monday during Session every Mon.)
24. Association of City CouncilsDennis Tenney
25. COG Representative Bryant Anderson

(*One Year appointment - January to January)

26. Community Center ADHOC Committee.....Scott Cowdell, Bryant Anderson, Steve Smith
Steve Fairbanks [Alt]
27. Cottonwood Canyons/Sandy Tourism Cmte..... Chris McCandless, Dennis Tenney (alt)
Staff:Phil Glenn, Korban Lee,Trina Duerksen

Second: Dennis Tenney

Vote: Smith- Yes, Tenney- Yes, Anderson- Absent, McCandless-Yes, Saville- Yes, Fairbanks-
Yes, Cowdell-Yes.

Motion Approved: 6 in favor – 1 absent

9. **Public Works/Public Utilities Building Purchase Decision**

Motion: Stephen Smith made the motion to approve the purchase agreement for the acquisition of the Public Works/Public Utilities Building Purchase.

Second: Chris McCandless

Vote: Smith- Yes, McCandless- Yes, Anderson- Absent, Tenney- Yes, Fairbanks-Yes,
Fairbanks- Yes, Saville- Yes, Cowdell-Yes.

Motion Approved: 6 in favor – 1 absent

10. **Funds Transfer: Avalanche Center [\$2,000]**

Resolution #08-116 C – transferring funds within the General Fund.

Motion: Chris McCandless made the motion to adopt Resolution #08-116C, transferring funds within the General Fund for the Avalanche Center.

Second: Dennis Tenney

Vote: McCandless- Yes, Tenney- Yes, Smith- No, Anderson- Absent, Saville- No, Fairbanks-
Yes, Cowdell-No

Motion Fails: Tie Vote- 3 in favor-3 opposed – 1 absent

Scott Cowdell along with Dennis Tenney recommended that the Funds Transfer for the Avalanche Center be placed back on the agenda for the first meeting in January when the entire body of the Council is present.

11. **Consideration of an Interlocal Agreement – SLCo/Sandy City Overflow Parking for Expo Center**

Resolution #08- 117 C – authorizing the execution of an Interlocal Cooperation Agreement between Salt Lake County and Sandy City for overflow parking for events at South Towne Exposition Center.

Motion: Dennis Tenney made the motion to adopt Resolution #08-117 C, authorizing the execution of an Interlocal Cooperation Agreement between Salt Lake and Sandy City for overflow parking for events at South Towne Exposition Center.

Second: Linda Martinez Saville

Discussion on the Motion:

Stephen Smith suggested that Salt Lake County be required to participate in forming a joint parking/working group along with providing a shuttle service for a period of at least 30 minutes after the conclusion of an event. [:22:18 PM](#)

Randy Sant believed that Mr. Smith's two suggestions would not be difficult to incorporate into the agreement.

Wally Miller reported that the agreement must be complete with all amendments prior to the Council's approval.

Randy Sant stated that the current agreement reads that the County *will* cooperate with the City in forming a working group. He stated that the agreement could and should read *they shall be required* or *they shall participate*. He would also recommend that the agreement state that the shuttle service *shall* run for at least 30 minutes after any event.

Dennis Tenney stated that he would not oppose strengthening the language in the agreement even though he believes the agreement already contains sufficient language requiring both entities to cooperate.

[:25:40 PM](#)

Randy Sant stated that the agreement currently states that the County *would* agree to cooperate. The City would like the agreement to state that the County *would be required* to cooperate. He noted that the agreement still needs to be approved by the County. If the County does not agree with the amendments, the agreement would come back to the Council.

Amended Motion: **Stephen Smith** made an amended motion to adopt Resolution #08-117 C – authorizing the execution of an Interlocal Cooperation Agreement between Salt Lake County and Sandy City for overflow parking for events at the South Towne Exposition Center with amendments requiring Salt Lake County to participate in the joint parking/working group, and also that a shuttle service shall run for at least 30 minutes after any event. [:27:28 PM](#)
Second: **Dennis Tenney**
Vote: **Smith- Yes, Anderson- Yes, Tenney- Yes, McCandless-Yes, Saville- Yes, Fairbanks - Yes, Cowdell-Yes.**

Motion Approved: 6 in favor – 1 absent

12. **Funds Transfer: Code Enforcement Security [\$7,000]**

Resolution #08-118 C – transferring funds within the General Fund.

Motion: **Steve Fairbanks** made the motion to adopt Resolution #08-118 C, transferring funds within the General Fund for Code Enforcement Security.

Second: **Linda Martinez Saville**

Vote: **Fairbanks- Yes, Saville –Yes, McCandless- Yes, Tenney-Yes, Smith- Yes, Anderson- Absent, Cowdell-Yes.**

Motion Approved: 6 in favor, 1 absent

MINUTES:

13. Approving the **November 11, 2008, November 18, 2008, and the December 2, 2008** City Council Meeting Minutes.

Motion: **Dennis Tenney** made the motion to approve the November 11, 2008, November 18, 2008, and the December 2, 2008 City Council Meeting Minutes as written.

Second: **Linda Martinez Saville**

Vote: **The Council responded verbally in the affirmative to the motion.**

****Adjourn Council Meeting and convene into: [:33:12 PM](#)**

***** REDEVELOPMENT AGENCY MEETING*****

[see separate agenda]

****Adjourn Redevelopment Agency Meeting and reconvene into:**

*****CITY COUNCIL MEETING*****

14. **MAYOR'S REPORT**

a. **Mayor Dolan** reported that he met with UDOT's Regional Manager, Randy Park, to discuss various road projects and to determine what if any of the projects are on hold. They discussed ideas for

the crossing on State Street across from the ReAL Stadium. Rick Smith has requested a semaphore at that intersection. [7:54:52 PM](#)

b. **Mayor Dolan** reported that the Top of the Mountain Bowl, held at the ReAL Stadium last Saturday, went very well. This was one of the largest crowds to attend the bowl game between Snow College and Butler College. This event was held the same time as the Festival of Trees, and there did not seem to be any traffic problems.

c. **Mayor Dolan** noted that he met with the Lieutenant Governor and the incoming President of the Senate to discuss bills for the upcoming Legislative Session along with funding for road projects in the City.

5. **CAO'S REPORT**

a. **Byron Jorgenson** reported that the Administration is working with the various departments to look at options in which the least impact on citizens and employees can be made with further budget cuts. The administration will present their plan to the Council sometime in January. [:59:56 PM](#)

16. **COUNCIL OFFICE DIRECTOR'S REPORT**

a. **Phil Glenn** presented a copy of the monthly calendar to the Council. He reminded the Council that the final Council meeting for the year would be held with the Administration and our City's State Legislative delegation at the River Oaks Golf Course, Tuesday, December 16, 2008, at 5:00 p.m. He reminded the Council of the upcoming Local Officials Day at the Legislature, Wednesday, January 29th, and the National League Conference in Washington D.C. in March. He asked the Council to please inform our office if they plan on attending. A notice was posted for applicants for the appointment to the Metropolitan Water Board. The Council will interview interested persons on January 13, 2009.
[:00:46 PM](#)

17. **OTHER COUNCIL BUSINESS**

a. **Chris McCandless** reported on his recent tour of the Hyatt Summerfield hotel. He said; "it is just a great hotel" and recommended that the Council take a tour of the facility. Mr. Glenn reminded the Council that a tour of the Hyatt Summerfield hotel is scheduled for Tuesday, January 6, 2009.

b. **Chris McCandless** spoke on behalf of his support for the Avalanche Forecast Center. A young girl was able to save her brother from an avalanche based on information she obtained from the avalanche forecast center web site. This organization is desperate for funding, and without the funds they cannot provide their services to the community. He struggles on the "no" votes and questioned if it was due to a lack of belief that this is a needed service. He spoke with Representative Wayne Neiderhauser regarding State and Federal funding options for this organization. In the meantime, this will not help individuals who may need these services this year. He stated that he would be willing to forego travel in this year's budget to give his portion of these funds to the Avalanche Center. [:04:25 PM](#)

Phil Glenn stated that the Funds Transfer for the Avalanche Center could be bought back for reconsideration since it was a tie vote.

Motion: **Dennis Tenney** made a motion to reconsider and place the Funds Transfer Resolution for the Avalanche Forecast Center back on the agenda for the first meeting in January [January 6, 2009] when a full Council is present.

Scott Cowdell stated that he would be willing to leave this decision to the discretion of the new

Council Chairman, Stephen Smith.

6th. **Mr. Smith** stated that he would be willing to place this on the City Council agenda for January
[:08:13 PM](#)

c. **Scott Cowdell** spoke regarding his concerns over the School District issue. He strongly believes the City needs to be aware of this during the upcoming Legislative session. Some of the Legislators who voted to approve the division are now changing their minds. Three public votes, in favor of the split, have been held, plus millions of dollars have already been spent on this issue. People have been hired, boards established, and buildings leased and paid for. In his opinion, there would be nothing more irresponsible than writing the criteria to split the district, and then try to put it back together. "You cannot put Humpty Dumpty back together again". "If they are looking to waste tax payers dollars, this is a way to do it". Our Legislators need to focus on this issue and stand firm, and our Administration should use all of our means to prevent this from occurring since this affects Sandy City.

At approximately **8:12 p.m.**, **Chris McCandless** made a motion to adjourn Council Meeting, motion seconded by **Dennis Tenney**.

The content of the minutes is not intended, nor are they submitted, as a verbatim transcription of the meeting. These minutes are a brief overview of what occurred at the meeting.

Scott Cowdell
Council Chairman

Pam Lehman
Council Office Manager

xm120908.min